

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

No. 08-50965

United States Court of Appeals  
Fifth Circuit

**FILED**

October 28, 2008

**A'08-CA-116**

FREE MARKET FOUNDATION; ET AL  
Plaintiffs

Charles R. Fulbruge III  
Clerk

v.

DAVID A REISMAN, in his official capacity as Executive  
Director of the Texas Ethics Commission; RAYMOND R  
DAVENPORT, in his official capacity as a member of the Texas  
Ethics Commission; WILHELMINA DELCO, in her official  
capacity as a member of the Texas Ethics Commission; ROSS  
FISCHER, in his official capacity as a member of the Texas  
Ethics Commission; JIM GRAHAM, in his official capacity as a  
member of the Texas Ethics Commission; TOM HARRISON, in his  
official capacity as a member of the Texas Ethics  
Commission; PAULA M MENDOZA, in her official capacity as a  
member of the Texas Ethics Commission; DAVID MONTAGNE, in  
his official capacity as a member of the Texas Ethics  
Commission; NICHOLAS C TAYLOR, in his official capacity as a  
member of the Texas Ethics Commission; JOHN R ROACH, in his  
official capacity as District Attorney for Collin County,  
Texas and as representative of the class of District and  
County Attorneys in the State of Texas

Defendants - Appellees

v.

JONATHAN LEE RICHES

Movant - Appellant

**FILED**  
NOV - 4 2008  
CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
DEPUTY CLERK

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Appeal from the United States District Court for  
Western District of Texas, Austin  
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CLERK'S OFFICE:

*A:08-CA-116*

Under 5<sup>TH</sup> CIR. R. 42.3, the appeal is dismissed as of  
10/28/08, for want of prosecution. The appellant failed to  
timely pay docketing fee.

CHARLES R. FULBRUGE III  
Clerk of the United States Court  
of Appeals for the Fifth Circuit

*Gina Randazzo Martin*

By: Gina Randazzo Martin, Deputy Clerk

ENTERED AT THE DIRECTION OF THE COURT

DIS-2

**True copy**  
**Attest:**

Clerk, U. S. Court of Appeals, Fifth Circuit

By *Gina R. Martin*

Deputy  
New Orleans, Louisiana

OCT 28 2008

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

CHARLES R. FULBRUGE III  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE  
NEW ORLEANS, LA 70130

October 28, 2008

Mr William Putnicki, Clerk  
Western District of Texas, Austin  
United States District Court  
200 W 8th Street  
Room 130  
Austin, TX 78701

No. 08-50965 Free Market Fdn v. Reisman  
USDC No. 1:08-CV-116

Enclosed is a certified copy of the judgment issued as the  
mandate.

Sincerely,

CHARLES R. FULBRUGE III, Clerk

*Gina Randazzo Martin*

By:

Gina Randazzo Martin, Deputy Clerk  
504-310-7687

cc: w/encl:

Mr Jonathan Lee Riches  
Mr Robert Jacob Davis  
Mr James Byron Eccles

MDT-1